

Applicants' claims. Even if there were some motivation to combine Beach and Ferguson, there is clearly no affirmative motivation or hint to do so outside of consumer/retail environment.

Therefore, claims 5, 6, and 7 are in condition for allowance.

**VI. 35 U.S.C. 103 (Claims 19 and 20)**

Claims 19 and 20 were rejected as being unpatentable over Ferguson in view of Beach. The Applicants traverse the Examiner's rejection.

As amended, claim 18 (discussed above) is in condition for allowance. Thus, all claims depending on claim 18 are similarly in condition for allowance. As discussed above Ferguson does **not** teach the transmission of authentication data from an asset access device (POS terminal) to a local controller (lane terminal device). Column 20 of Ferguson does not even mention a POS terminal, and no consistent interpretation of Ferguson can be said to include the disclosure of an access device and a local controller, whereby authentication data is received by the local controller from the access device. Neither does Beach teach the functionality of such a transmission. Moreover, as discussed above, Beach does not teach the elements of "**user training**" or "**class of assets**."

Furthermore, there is no affirmative suggestion or motivation in the art to combine Beach and Ferguson. Such a combination is particularly inappropriate when the retail environment of Beach and Ferguson are contrasted with the operational and business management context of the Applicants' claims. Even if there were some motivation to combine Beach and Ferguson, there is clearly no affirmative motivation or hint to do so outside of consumer/retail environment.

Claims 19 and 20 are in condition for allowance.

**CONCLUSION**

As amended, claims 1-20 are in condition for allowance. If it is believed by the Examiner that the claims as amended are not in condition for allowance, the Applicants respectfully request an interview to discuss the prior art references, and the specific prior art elements believed to correlate with the specific claim elements.

It is believed that no additional fees are due with respect to this paper. However, if any additional fees are required in connection with the filing of this paper, permission is given to charge account number 18-0013 in the name of Rader, Fishman and Grauer PLLC.

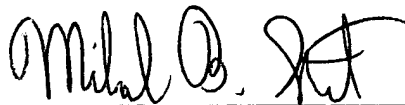
Respectfully submitted,

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**MARKED UP VERSIONS OF THE CLAIMS**

1. (Once Amended) A system for gathering and analyzing data relating to a non-fixed movable asset comprising:

a local controller located at a first location for acquiring data that is representative of at least one operating characteristic of the asset;

an analysis controller located at a second location that is responsive to said acquired data from said local controller for generating an analysis of said acquired data;

an electronic communications network connected between said local controller and said analysis controller and permitting transmission of said acquired data from said local controller to said analysis controller; [and]

a hand held device receiving at least a sub-set of said acquired data stored in said analysis controller; and

wherein said hand held device is not said local controller.

13. (Once Amended) A system as recited in claim 10, wherein said system includes an authorization subsystem, said authorization subsystem including an asset access mechanism to receive a [said] user identification from a data transmission point associated with the asset and comparison of said user identification from said data transmission point with said user identification from a remote database to confirm the identify of said user.

16. (Once Amended) A system for gathering and analyzing data relating to a non-fixed movable asset comprising:

a local controller located at a first location for acquiring data that is representative of at least one operating characteristic of the asset;

an analysis controller located at a second location that is responsive to said acquired data from said local controller for generating an analysis of said acquired data;

an electronic communications network connected between said local controller and said analysis controller and permitting transmission of said acquired data from said local controller to said analysis controller, said analysis controller including a database, said database including data values, collected data and comparison data being available for a selected data value; [and]

a hand held device including a form, said form providing at least a subset of said data values for the entry of foundational data, said foundational data being transmitted to said analysis controller and stored in said database; and

wherein said local controller is not said hand held device.

18. (Once Amended) A system for gathering and analyzing data relating to a non-fixed movable asset comprising:

an asset access device;

a local controller located at a first location for acquiring data received from said asset access device that is representative of a request for user authentication;

an analysis controller located at a second location that is responsive to said user authentication to generate an analysis of said request; [and]

an electronic communications network connected between said local controller and said analysis controller and permitting transmission of said request from said local controller to said analysis controller; and

wherein said asset access device is not said local controller.

19. (Once Amended) A system as recited in claim 18, further including an authorization subsystem and an asset controller, said asset access device receiving a user identification, said user identification being compared with a corresponding user identification stored in said asset controller, and providing selective access authorization based on additional user data stored in said asset controller for said user identification.